UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NEW YORK

In re:	)	
	)	
OMAYRA MARTINEZ	)	
	)	
Debtor.	)	Chapter 13
	)	
		Case No. 06-21403

APPELLANT, AMERICAN SUZUKI FINANCIAL SERVICES COMPANY LLC'S DESIGNATION OF RECORD ON APPEAL AND STATEMENT OF ISSUES PURSUANT TO RULE 8006

Appellant American Suzuki Financial Services Company, LLC ("American Suzuki") designates the following for inclusion in the Record

on Appeal:

Docket No.	Description
1	Chapter 13 voluntary petition
2	Chapter 13 Plan
16	Amended Chapter 13 Plan
18	Chapter 13 reason for filing checklist
21	Trustee's Findings of Fact and Summary of 341 Meeting)
22	Motion to value security re 2005 Suzuki
23	Trustee's notes regarding plan confirmation
27	Letter correcting typographical error in motion to value security.
29	Objection to Confirmation of Plan re treatment of claim secured by 2005 Suzuki

30	American Suzuki's Brief in Opposition to the Trustee's Motion to Value Security and to Supplement Objection to Confirmation
31	Trustee's Reply Brief
34	Written Opinion and Order of the Hon. John C. Ninfo, II signed on March 1, 2007
38	Order Extending Time to File Notice of Appeal
41	Amended Notice of Appeal to District Court
____	Proof of Claim filed by American Suzuki Financial Services Company, LLC (Claim No. 1)

STATEMENT OF ISSSUES

1. Did the court below err in determining that American Suzuki did not hold a purchase money security interest in the debtor's motor vehicle pursuant to Section 9-103 of the Uniform Commercial Code of the State of New York?

2. Did the court below err in granting the Chapter 13 Trustee's motion to "cram down" the secured value of American Suzuki's claim?

3. Did the court below err in determining that the purchase money security interest securing the debt underlying American Suzuki's claim was not protected from bifurcation by the hanging paragraph of Section 1325(a)(5) of the Bankruptcy Code?

4. Did the court below err in adopting the "transformation" rule?

DATED: April 5, 2007

Respectfully submitted,

/s/ Gabriel J. Ferber

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06-21403-JCN

CERTIFICATION OF SERVICE

I, Mary Ann Mantione, of West Seneca, New York, certify:

That I am, and at all times hereinafter mention, was, more than 18 years of age;

That on the 5th day of April, 2007, I served a copy of the within designation of record and statement of issues on appeal by regular mail on the following individuals at the addresses stated herein:

Omayra Martinez
97 Bleacker Road
Rochester, NY 14609

George M. Reiber, Trustee
3136 S. Winton Road, Suite 206
Rochester, NY 14623

John D. Weiser, Esq.
2350 North Forest Road
Suite 24B
Getzville, NY 14068

U. S.Trustee's Office
100 State Street
Room 6090
Rochester, NY 14614

I CERTIFY UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

Executed on April 5, 2007

/s/ Mary Ann Mantione
Mary Ann Mantione

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